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## BEFORE THE UNITED STATES DEPARTMENT OF TRANSPORTATION OFFICE OF HEARINGS WASHINGTON, D.C.

	_ <u> </u>
	<b>,</b>
In the Matter of:	)
	) Docket No. FMCSA-2007-0089
Accent Movers, Inc.,	)
	) (Southern Service Center)
Respondent.	)
	)
	)

## **CLAIMANT'S RESPOSE TO RESPONDENT'S MOTION FOR CONTINUANCE**

Claimant, the Field Administrator for the Southern Service Center of the United States Department of Transportation, Federal Motor Carrier Safety Administration, through the undersigned hereby responds to Respondent's Motion for Continuance.

- 1. The above-captioned matter is set for hearing the week of March 16-20, 2009.
- 2. An assistant for Respondent's attorney contacted the undersigned on February 16, 2009 to request Claimant's agreement to a motion for continuance of the hearing date due to the travel arrangements of Shane Gibson.
- 3. The undersigned, after conferring with her client, agreed to not object to Respondent's request for continuance. Additionally, the undersigned provided a list of dates Claimant is not available for hearing due to the travel schedules of Claimant's

witnesses and/or attorney. Those dates include the weeks of March 23-27, 2009, April 6-10, 2009, April 13-17, 2009, April 20-24, 2009, May 18-22, 2009, and May 25-29, 2009.

4. Claimant's preferred weeks for rescheduling are the week of May 4–8, 2009 or May 11-15, 2009.

WHEREFORE, Claimant does not object to Respondent's motion for continuance, but requests the hearing be reset for either the week of May 4-8, 2009 or the week of May 11-15, 2009.

Respectfully submitted, Attorneys for the Claimant

Date: February 24, 2009

Rv.

Vancy Jackson

Office of Chief Counsel

Federal Motor Carrier Safety Administration 12600 West Colfax Avenue, Suite B-300

Lakewood, Colorado 80215

303-407-2363

303-407-2339 (Fax)

## CERTIFICATE OF SERVICE

This is to certify that on the 24<sup>th</sup> of February 2009, the undersigned served, as specified, the designated number of copies of Claimant's Response to Respondent's Motion for Continuance to each of the parties listed below:

TI II 11 D'1 10 0 .1 '	
The Honorable Richard C. Goodwin	Original and one copy
Administrative Law Judge	Federal Express
Office of Hearings, M-20	FedEx # 7963 7020 8853
U.S. Department of Transportation	
1200 New Jersey Avenue, SE	
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Washington, DC 20590	
John L. Gamboa	One Copy
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